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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/687,417	10/16/2003	Reiner Eschbach	D/A2459	7979
37211	7590	04/21/2006	EXAMINER	
BASCH & NICKERSON LLP 1777 PENFIELD ROAD PENFIELD, NY 14526			LEWIS, CHERYL RENE A	
			ART UNIT	PAPER NUMBER
			2167	

DATE MAILED: 04/21/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.		Applicant(s)	
	10/687,417		ESCHBACH ET AL.	
	Examiner		Art Unit	
	Cheryl Lewis		2167	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 16 October 2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-11 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-11 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>3/2/05</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. Claims 1-11 are presented for examination.

INFORMATION DISCLOSURE STATEMENT

2. The information disclosure statement filed March 2, 2005 fails to comply with 37 CFR 1.98(a)(1), which requires the following: (1) a list of all patents, publications, applications, or other information submitted for consideration by the Office; (2) U.S. patents and U.S. patent application publications listed in a section separately from citations of other documents; (3) the application number of the application in which the information disclosure statement is being submitted on each page of the list; (4) a column that provides a blank space next to each document to be considered, for the examiner's initials; and (5) a heading that clearly indicates that the list is an information disclosure statement. The information disclosure statement has been placed in the application file, but the information referred to therein has not been considered.

A copy of "Advanced Imaging JPEG 2000 Has Arrived", Allen Pulsifer, May 2001 has been provided in the file, however no listing has been provided on the Information Disclosure Statement filed on March 2, 2005.

Claim Objections

3. Claim 7 is objected to because of the following informalities:

The claim contains a hand written notation to element 'over' and to insert 'location', however the hand written amendment to this claim is not acceptable. In order for the claim to meet the proper guidelines of amendments to claims then the applicants are instructed to review 37 CFR 1.111 and 37 CFR 1.121 of the MPEP.

Appropriate correction is required.

Claim Rejections - 35 USC § 102

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

5. Claim s 1-11 are rejected under 35 U.S.C. 102(e) as being anticipated by Wolton et al. (Publication Number: US 2004/0030741 A1 filed April 1, 2002).

6. Regarding Claim 1, Wolton teaches a method and apparatus for search, visual navigation, analysis and retrieval of information from networks with remote notification and content delivery.

The method and associated system for search, visual navigation, analysis and retrieval of information from networks with remote notification and content delivery as taught of suggested by Wolton includes:

a server receiving user data communicated from the client-side device regarding a document viewed and a user's current viewpoint (paragraphs 0149-0789); server generating a left and right image of that portion of the document viewed (paragraphs 0149-0789); the server generating a split-bar image to indicate a line of separation between the left and right image sides (paragraphs 0149-0789); the server creating a composite image by stitching a right, left, and split-bar images together (paragraphs 0149-0789); the server communication composite image to the user for display (paragraphs 0149-0789); and responsive to user scrolling with the scroll bar until repeating is done (paragraphs 0149-0789).

7. Regarding Claim 2, Wolton teaches the client-side device additionally communicating to the server data as to where and how the image is to be next rendered (paragraphs 0149-0789).

8. Regarding Claim 3, Wolton teaches the data communicated by the client-side device to the server additionally comprises information about the client-side device and the capabilities (paragraphs 0149-0789).

9. Regarding Claim 4, Wolton teaches a WEB browser interface is utilized to display and image on the client-side device (paragraphs 0149-0789).

10. Regarding Claim 5, Wolton teaches the server providing additional images (paragraphs 0149-0789).

11. Regarding Claim 6, Wolton teaches the server embedding information in an image prior to transmitting the image to the client-side device (paragraphs 0149-0789).

12. Regarding Claim 7, Wolton teaches the server responding to a mouse over event (paragraphs 0149-0789).

13. Regarding Claim 8, Wolton teaches the image includes a scrolling capability (paragraphs 0149-0789).

14. Regarding Claim 9, Wolton teaches the server responsive to a user data regarding one pane of the split image updating only that portion of the image (paragraphs 0149-0789).

15. Regarding Claim 10, Wolton teaches the server communicating to the client only a portion of the composite image for display (paragraphs 0149-0789).

16. Regarding Claim 11, Wolton teaches the server only communicating pixels of update portion of the image to the client for display (paragraphs 0149-0789).

NAME OF CONTACT

17. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Cheryl Lewis whose telephone number is (571) 272-4113. The examiner can normally be reached on 6:30-3:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Breene can be reached on (571) 272-4107. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

(571) 273-4113 (Use this FAX #, only after approval by Examiner, for "INFORMAL" or "DRAFT" communication. Examiners may request that a formal paper/amendment be faxed directly to them on occasions.).

Art Unit: 2167

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist/ Technology Center (571) 272-2100.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only.

For more information about the PAIR system, see <http://pair-direct.uspto.gov>.

Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Cheryl Lewis
Patent Examiner
April 12, 2006